

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNIVERSAL HEALTH GROUP,

Plaintiff

-vs-

Case No: 2:09-cv-12524
HON. VICTORIA ROBERTS
United States District Judge

HON. MICHAEL HLUCHANIUK
United States Magistrate Judge

ALLSTATE INSURANCE COMPANY,

Defendant

CRAIG S. ROMANZI (P45549)
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NOTICE OF ENTRY OF ORDER PURSUANT TO E.D.Mich.LR 58.1(c)

To: CRAIG S. ROMANZI (P45549)

PLEASE TAKE NOTICE that the attached proposed Order has been submitted to the Honorable Victoria A. Roberts for execution and entry. Pursuant to LR 58.1(c), the Order will be entered if no objections are received within seven (7) days of the date hereof.

MAGDICH & ASSOCIATES, PC

/s/Darlene M. Germaine (P43180)
KAREN W. MAGDICH (P62746)
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DATED: July 26, 2010

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ORDER
REGARDING DEFENDANT'S MOTION FOR
PARTIAL SUMMARY JUDGMENT

At a session of said Court held in the
County of Wayne, State of Michigan,
On September 8, 2010.

PRESENT: Victoria A. Roberts
U.S. DISTRICT COURT JUDGE

This matter having come before the Court upon the agreement of the parties for dismissal of certain no-fault claims as reflected in the Court's Order Granting Defendant's Motion for Protective Order (Dkt.23) footnote 1, and the Court otherwise being advised in the premises, now therefore:

IT IS ORDERED that with regard to Defendant's Motion for Partial Summary Judgment, only, the following eight (8) claims for no-fault benefits are dismissed in their entirety pursuant to the one-year back rule, MCLA 500.3145, as follows:

Derrick Taylor
Tyrone Townsend
Tammy Yousif
Michael Litt
Shagufta Babar
Cecilia Magana
Christina McCahan

IT IS FURTHER ORDERED that with regard to Defendant's Motion for Partial Summary Judgment, the following six (6) claims for no-fault benefits are partially barred by the one-year back rule, MCLA 500.3145, and are dismissed for the periods set forth below, as follows:

Asma Alamomani	barred from 5/22/06 up to 5/28/08
Mary Green	barred from 4/15/08 up to 5/28/08
Earnest Robinson	barred from 9/14/07 up to 5/28/08
Latoya Rosario	barred from 11/27/07 up to 5/28/08
Kevin Williams	barred from 8/1/07 up to 5/28/08
Kaylee Yancee	barred from 3/21/08 up to 5/28/08

IT IS FURTHER ORDERED that the claim for recovery of medical expenses for Tracy Johnson is barred as to Allstate pursuant to release and therefore, said claim is dismissed from this action. However, nothing in this Order shall operate to preclude recovery of payment for said services from Ms. Johnson and/or her counsel directly, to whom Allstate made payment to as part of settlement.

This order does not resolve the last pending issues of this matter.

S/Victoria A. Roberts
U.S. DISTRICT COURT JUDGE

Approved as to form and content:

/s/DARLENE M. GERMAINE (P43180)

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PROOF OF SERVICE

I Linda Saunders, hereby certify that on July 26, 2010, I electronically filed Notice of Entry of Order Pursuant to E.D.Mich.LR 58.1(c) along with Order Regarding Defendant's Motion for Partial Summary Disposition, to all parties of the record as follows:

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/s/Linda Saunders